IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

-

WRIT PETITION NO : 6741 of 2005

Between:

Mohd. Khallelulla, S/o. Mohd. Khasim,
Fair Price Shop Dealer No.2, Remaddula Village, Pangal Mandal,
Mahabubnagar District.

..... PETITIONER

AND

1 The Commissioner of Civil Supplies, Andhra Pradesh, Hyderabad.
2 The Collector and Magistrate, Wanaparthy,

Mahaboobnagar District.
3 The R.D.O., Wanaparthy, Mahaboobnagar District.
4 The MRO., Pangal Madal, Mahaboobnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue and appropriate Writ or order or direction particularly a Writ in the nature of Mandamus declaring the action of the Respondents in not passing order in Appeal filed by the Petitioner on 15.02.2005 as illegal, arbitrary and violative of principles of natural justice and pass such other order or orders.

Counsel for the Petitioner: MRS.SOFIA BEGUM

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:

Heard both sides.

The only grievance of the writ petitioner is that the appellate authority has not considered the interim application as well as the appeal filed by the petitioner. It is his further grievance that the respondents are taking steps contrary to the interest of the petitioner.

In the said circumstances, it is suffice to direct the first respondent to pass appropriate orders on the interim application filed by the petitioner along with the appeal and also to dispose of the appeal with utmost expedition on priority basis.

With the above direction, the writ petition is disposed of.

If no action, pursuant to the proposed bifurcation, is taken, *status-quo* shall be maintained till the appellate authority takes up the interim application filed by the petitioner for hearing.

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30-03-2005

Note: CC by tomorrow

(B/o)

Prv

To

1 The Commissioner of Civil Supplies, Andhra Pradesh, Hyderabad.
2 The Collector and Magistrate, Wanaparthy,

Mahaboobnagar District.
3 The R.D.O., Wanaparthy, Mahaboobnagar District.
4 The MRO., Pangal Madal, Mahaboobnagar District.

5 Two CCs to G.P. for Civil Supplies, High Court of Andhra

Pradesh, Hyderabad (OUT).

6 Two CD copies.